

ENTERED

February 07, 2017

David J. Bradley, Clerk

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION

EUGENIO MONTOYA-CARRILLO,
Petitioner,

V.

UNITED STATES OF AMERICA,
Respondent.

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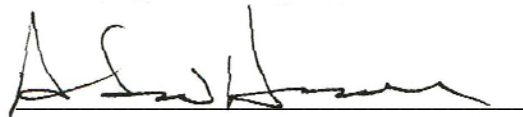
CIVIL ACTION NO. B-16-167
CRIMINAL NO. B-15-1069-1

ORDER

On January 9, 2017, the United States Magistrate Judge filed a Report and Recommendation. [Doc. No. 33]. Petitioner has objected to said Report and Recommendation. [Doc. No. 36].

Having considered *de novo* the Magistrate Judge's Report and Recommendation and the issues raised by Petitioner's objections, the Court orders that the Magistrate Judge's Report and Recommendation is hereby adopted. Therefore, Petitioner Eugenio Montoya-Carrillo's Motion to Vacate, Set Aside or Correct his Sentence pursuant to 28 U.S.C. § 2255 [Doc. No. 1] is denied, and the issuance of a Certificate of Appealability is denied.

Signed this 7th day of February, 2017.



Andrew S. Hanen
United States District Judge